

AE # 1634
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/870,358	
	Filing Date	May 30, 2001	
	First Named Inventor	Chong Jin Oon	
	Art Unit	1634	
	Examiner Name	Jeanine A. Goldberg	
Total Number of Pages in This Submission		Attorney Docket Number	20781-703

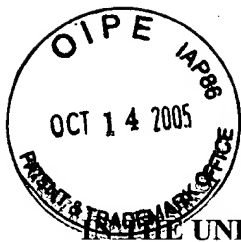
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SIGNATURE OF APPLICANT, ATTORNEY OR AGENT	
Firm or Individual name	Shirley Chen, Reg. No. 44,608, WILSON SONSINI GOODRICH & ROSATI
Signature	
Date	Oct-11-2005

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Attorney Docket No. 20781-703
PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Chong Jin OON, et al.

Serial Number: 09/870,358

Filing Date: May 30, 2001

Title: DIAGNOSTIC ASSAY

Group Art Unit: 1634

Examiner: Jeanine A. Goldberg

CONFIRMATION NO: 8357

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37 CFR §1.8

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UNDER 37 C.F.R. §1.97

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Applicants hereby submit an Information Disclosure Statement along with attached form(s) PTO/SB/08A. A copy of each listed publication is being submitted, if required, pursuant to 37 C.F.R. §§1.97-1.98, as indicated below.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. Applicants further request that the Examiner initial and return the attached form(s) PTO/SB/08 in accordance with MPEP §609.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, prior art or material to patentability as defined in §1.56.

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☐ 37 CFR §1.97(b). This Information Disclosure Statement should be considered by the Office because:

- ☐ (1) It is being filed within 3 months of the application filing date of a national application and is other than a continued prosecution application under §1.53(d);
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage as set forth in §1.491 in an international application;
-- OR --
- ☐ (3) It is being filed before the mailing date of the first Office Action on the merits;
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114.

☐ 37 CFR §1.97(c). Although this Information Disclosure Statement is being filed after the period specified in 37 CFR §1.97(b), above, it is filed before the mailing date of the earlier of (1) a final office action under §1.113, (2) a notice of allowance under §1.311, or (3) an action that otherwise closes prosecution on the merits, this Information Disclosure Statement should be considered because it is accompanied by one of:

- ☐ a certification as specified in §1.97(e) provided concurrently herewith;
-- OR --
- ☐ a fee of \$180.00 as set forth in §1.17(p) authorized below, enclosed, or included with the payment of other papers filed together with this statement.

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- A. a certification as specified in §1.97(e); and
- B. a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this Statement.

☐ 37 CFR §1.97(e). A certification signed by an Attorney of Record is provided herewith as required under 37 CFR §§1.97(b) and (c).

☒ 37 CFR §1.98(a)(2). The content of the Information Disclosure Statement is as follows:

- ☐ Copies of each of the references listed on the attached Form PTO/SB/08A are enclosed herewith.
-- OR --
- ☒ Copies of U.S. Patent Documents (issued patents and patent publications) listed on the attached Form PTO/SB/08A are NOT enclosed.
-- AND/OR --
- ☒ Copies of Foreign Patent Documents and/or Non Patent Literature Documents listed on the attached Form PTO/SB/08A are enclosed in accordance with 37 CFR §1.98(a)(2).
-- AND/OR --
- ☐ Copies of pending unpublished U.S. patent applications are enclosed in accordance with 37 CFR §1.98(a)(2)(iii).

- ☐ 37 CFR §1.98(a)(3). The Information Disclosure Statement includes non-English patents and/or references.
- ☐ Pursuant to 37 CFR §1.98(a)(3)(i), a concise explanation of the relevance of each patent, publication or other information provided that is not in English is provided herewith.
- ☐ Pursuant to 37 CFR §1.98(a)(3)(ii), a copy of a translation of the non-English language reference(s) is provided herewith.
- ☐ Attached are copies of search report(s) from corresponding patent application(s), submitted in accordance with MPEP 609 D in support of the attached certification under 37 CFR §1.97(e)(1).
- ☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$180.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 23-2415 (Docket No. 20781-703).

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Dated: _____

10/11/2005

By: _____



Shirley Chen, Reg. No. 44,608

650 Page Mill Road
Palo Alto, CA 94304-1050
(650) 493-9300
Customer No. 021971



CERTIFICATION

(Attachment to Information Disclosure Statement)


- ☐ 37 C.F.R. §1.97(e)(1). **APPLICANT'S UNDERSIGNED ATTORNEY HEREBY CERTIFIES THAT** each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
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Respectfully submitted,

Dated: _____

10/11/05

By: _____


Shirley Chen, Reg. No. 44,608

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Customer No. 021971



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Substitute for form 1449/PTD
**INFORMATION DISCLOSURE
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(Use as many sheets as necessary)

Complete if Known

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FOREIGN PATENT DOCUMENTS

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Examiner Signature		Date Considered	
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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	09/870,358
				Filing Date	May 30, 2001
				First Named Inventor	Chong Jin Oon
				Art Unit	1634
Examiner Name	Jeanine A. Goldberg				
Sheet	2	of	2	Attorney Docket Number	20781-703

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		AHERN, H. Biochemical, Reagent Kits Offer Scientists Good Return On Investment. <i>The Scientist</i> . July 1995. Vol. 9. No. 15: 20.	
		HO, M., et al. Patterns Of Circulating Hepatitis B Surface Antigen Variants Among Vaccinated Children Born To Hepatitis B Surface Antigen Carrier And Non-Carrier Mothers. <i>J. Biomedical Science</i> . 1998. Vol. 5: 255-362.	
		OON, C. J., et al. Hepatitis B Virus Variants With Lamivudine-Related Mutations In The NDA Polymerase And The 'A' Epitope Of The Surface Antigen Are Sensitive To Ganciclovir. <i>Antiviral Research</i> . April 1999. Vol. 41: 113-118.	

Examiner signature		Date Considered	
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